

IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF ILLINOIS

**KENDRICK HARRIS,**

**Plaintiff,**

**v.**

**GIAVANNIE MORRIS, and  
CITY of EAST ST. LOUIS, ILLINOIS,**

**Defendants.**

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**Case No. 05-065-DRH**

**ORDER**

**PROUD, Magistrate Judge:**

Before the Court is plaintiff's Motion for Judgement in Plaintiff's Favor/Motion for Costs and or Sanctions. **(Doc. 20)**.

Plaintiff states that he hand-delivered requests for production of documents to defendant's attorney on January 12, 2006, but has not received a response. He first asks that judgment be entered in his favor pursuant to **Fed.R.Civ.P. 56**. However, because he has not shown that he is entitled to summary judgment, that request must be denied. See, **Fed. R. Civ. P. 56(c)** and *Celotex Corp. v. Catrett*, 477 U.S. 317,322, 106 S.Ct. 2548, 2552 (1986).

Plaintiff also seeks sanctions pursuant to **Fed.R.Civ.P. 11**, which is inapplicable to this situation by its terms. See, **Rule 11(d)**.

Despite the title, this is really a motion to compel a response to discovery requests. Defendants have not responded to the motion.

Upon consideration and for good cause shown, plaintiff's Motion for Judgement in Plaintiff's Favor/Motion for Costs and or Sanctions **(Doc. 20)** is **GRANTED in part and**

**DENIED in part as follows:**

The requests for judgment, sanctions, and costs are denied.

Defendants are ordered to produce the documents requested by plaintiff on or before  
**May 12, 2006.**

**IT IS SO ORDERED.**

**DATE: April 28, 2006.**

s/ Clifford J. Proud  
**CLIFFORD J. PROUD**  
**UNITED STATES MAGISTRATE JUDGE**